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PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

**DIRECTOR OF TOWN AND COUNTRY PLANNING
GOVERNMENT OF ANDHRA PRADESH :: MANGALAGIRI**

Procgs.Roc.No.1093053/2020/M4.

Dated : 09-06-2021.

Sri B.GURNATH, CONDITIONAL PROMOTION AS TPO - NOT ACQUIRED QUALIFICATION - TREATED TO BE TPS, NOW AT MADAKASIRA NP - APPLIED FOR V.R.S (VOLOUNTARY RETIREMENT FROM SERVICE) ON HEALTH GROUNDS - FACING DISCIPLINARY CASES - REFERRED TO GOVERNMENT - PERMISSION ACCORDED BY GOVERNMENT TO RETIRED Sri B.GURUNATH, TPS VOLUNTARILY FROM SERVICE ON MEDICAL GROUNDS AND HUMANITARIAN GROUNDS UNDER EXECUTIVE INSTRUCTION (IV) UNDER RULE 43 OF APRP RULES, 1980, PENDING FINALIZATION OF DISCIPLINARY CASES RETIRE - ACCORDED PERMISSION TO RETIRE VOLUNTARILY FROM SERVICE w.e.f. 10-06-2021 AN.

- Read :
1. G.O.Ms.No.568, M.A., Dt: 23-05-1981.
 2. G.O.Ms.No.348, M.A., Dt: 20-07-2013.
 3. G.O.Ms.No.194, GAD (SR) Dept., Dt: 29-5-2014.
 4. Application Dt: 11-06-2020 of Sri.B.Gurunath, TPO.
 5. Memo No.655/2020/M4(1093053), Dt: 20-06-2020.
 6. Application Dt: 19-10-2020 of Sri.B.Gurunath, TPS.
 7. This office Lr.Roc.No.655/2020/M4 (1093053), Dt: 14-12-2020.
 8. Govt.Memo No.4132840/BI/2020, MA&UD Dept., Dt:03-02-2021.
 9. Representation Dt: 17-02-2021 of Sri.B.Gurunath, TPS, Madakasira NP.

10. This office Lr.Roc.No.655/2020/M4 (1093053), Dt:30-03-2021.
11. G.O. Rt.No.256, MA&UD (B2) Dept., Dated: 31.05.2021.
12. Application Dt: 04-06-2021 of Sri B.Gurunath, TPS.

ORDER:-

Whereas, Sri.B.Gurunath, who was promoted as TPO on conditional basis and since not acquired required qualification is treated to be TPS, now at Madakasira NP initially has applied for V.R.S (Voluntary Retirement from service) on health grounds vide application read (4) above has been rejected by the Department vide t/o Memo read (5) above under Rule 43 of A.P. Revised pension Rules 1980, as following two disciplinary cases are pending against him :

- i. Basing on the Vigilance Report vide G.A. (V&E) Dept. V.R.No.149 (2627/V&E/D1/05), dt.16-12-2006 (Govt. Memo No.3785/E2/2005-2, dt.12-3-2007), the Government have framed charges against Sri B. Gurunath, the then TPS, vide G.O.Rt.No.100, MA&UD (E2) Dept., Dt: 25-1-2010 along with other T.P. Staff on the allegations of Unauthorised construction of multi-storied complex on Korlagunta Main Road, Tirupathi, Chittoor Dist.- Violation of Building Rules. Vide G.O.Rt.No.1453, MA&UD (E2) Dept., dt.03-01-2012, Government have posted the matter for enquiry by appointing Sri.R. Yadagiri Reddy, Addl. Director, O/o the C&DMA as E.O. Case is pending.
- ii. Basing on the Vigilance Report vide G.A.(V&E) Dept. Appraisal Note No.34 (C.NO.1230/V&E/D 1/2004), dt.14-2-2005 (Govt.Memo.No.7012/E1/2005 MA&UD(E1) Dept., dt.12-3-2007) Government vide G.O.Rt.No.1127 MAUD(E1) Dept, Dt.12-09-2007 have framed charges against Sri B. Gurunath, the then TPBO along with other T.P.staff of Tirupathi Municipality on the allegations of Violation of ZRs and BRs by private builders in Tirupathi Municipality and TUDA limits. Inaction of TP Staff. Govt, vide G.O.Rt.No.1294MA, dt:17-9-09 have appointed Sri V.Nareder Rao, the then JDTP as E.O. He expressed his inability to conclude the enquiry due to non supply of connected records by the Commissioner, Mpl.corp., Tirupathi. Subsequently E.O. retired in Telangana. Recently, Govt, vide G.O.Rt.No.478 & 479 MA&UD (Vig.III) Dept, dt.28-10-2020 have appointed Sri.S.Chakrapani, JD, APRERA, Vijayawada as E.O. and Sri.Shanmukham, TPO, (ACP i/c), Tirupathi as P.O in this case.

And whereas, Sri.B.Gurunath, TPS, Madakasira NP vide application read (6) above has again made a request to permit him to retire from service voluntarily while referring the precedent cases, wherein the Government in G.O.Rt.No.1259 MA & UD Dept., dt.02-09-2008 & G.O.Rt.No.159 MA& UD Dept., dt. 11-02-2010, have accorded permission to the DTCP to permit Sri.V.G.S.Prabhakar Rao, the then Town Planning Supervisor, Municipal Corporation, Kakinada & Sri P.V. Narasimha Raju, the then Town Planning Supervisor, Rajahmundry, Municipal Corporation to retire Voluntarily from service on Medical invalidation and other humanitarian grounds under Rule 43(iv)(a) of the A.P. Revised Pension Rules 1980, pending finalization of disciplinary cases pending against them and also without prejudice to the action to be continued under Rule 9 of

APRP Rules 1980 even after Voluntary retirement and punishments to be imposed on the individuals under the above rules. On similar lines, he is requested to permit him to retire from service voluntarily as was done in both the above cases.

And whereas, the matter has been referred to Government vide t/o letter read (7) & (10) above for necessary orders.

And whereas, the Government vide GO read (11) above have issued orders, according permission to the Director of Town and Country Planning to permit Sri B.Gurunath, Town Planning Supervisor, Madakasira, Nagara Panchayat, to retire voluntarily from service on medical grounds and on humanitarian grounds under executive instruction (iv) under Rule 43 of APRP Rules, 1980, pending finalization of disciplinary cases, if any against him and also without pre-judice to the action to be continued under rule 9 of Revised Pension Rules, 1980, even after voluntary retirement and punishments to be imposed on the individual under the above rules and The Director of Town and Country Planning, A.P. Mangalagiri shall take necessary further action in the matter, accordingly.

And whereas Sri B.Gurunath, TPS vide application read (12) above has made a request to permit him to retire voluntarily from service w.e.f. 09-06-2021 AN.

Now, therefore, in exercise of the powers conferred on the Director of Town and County Planning, A.P., Mangalagiri vide G.Os read (1) and (2) above and in pursuance of GO read (11) above, Sri.B.Gurunath, TPS, Madakasira NP, who is a member of the A.P. Municipal Town Planning Service, is permitted to retire from service on voluntary basis **w.e.f.10-06-2021** on medical grounds and on humanitarian grounds under executive instruction (iv) under Rule 43 of APRP Rules, 1980, pending finalization of disciplinary cases, against him and also without pre-judice to the action to be continued under rule 9 of Revised Pension Rules, 1980, even after voluntary retirement and punishments to be imposed on the individual under the above rules.

The individual is informed that, as per records of this office, he is facing disciplinary case(s) and hence he is not entitled to draw the Pensionary benefits like D.C.R.G. and commutation and other terminal benefits etc. till the finalization of disciplinary proceedings pending against him under Article 351-A of Pension Code, Rule.9 of A.P. Revised Pension Rules, 1980 even after retirement.

Further, he is allowed to retire from service subject to condition, that, if any other disciplinary proceedings that may arise prior to his retirement and without prejudice to the right of the Government / Department, will continue to be the disciplinary proceedings or judicial proceedings, during his service or after retirement, in terms of G.O.Ms.No.171, Finance & Planning Department, dt. 01-07- 1974 read with F.R 56 (10) (2).

The Commissioner, Madakasira NP shall take necessary action accordingly and intimate the action taken to this office for reference and record.

V. RAMUDU,

Director of Town & Country Planning.